

IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF TEXAS  
HOUSTON DIVISION

UNITED STATES OF AMERICA,	)	
	)	
Plaintiff,	)	
	)	
v.	)	Cr. No. H-02-665
	)	
ANDREW S. FASTOW,	)	
	)	
Defendant.	)	
_____	)	

SENTENCE DATA SHEET

DEFENDANT: ANDREW S. FASTOW

CRIMINAL NO: H-02-665

GUILTY PLEA: Count Two (Conspiracy to Commit Wire Fraud);  
Count Five (Conspiracy to Commit Wire and Securities Fraud)

SUBSTANCE OF

AGREEMENT: Pursuant to Fed. R. Crim. P. 11(c)(1)(B), Defendant will plead guilty to counts two and five of the Superseding Indictment (conspiracy to commit wire and securities fraud). The parties agree that the sentence should be the statutory maximum for those charges, a total of ten years.

COUNT TWO: Conspiracy (18 U.S.C. § 371)

COUNT FIVE: Conspiracy (18 U.S.C. § 371)

ELEMENTS: 1) An agreement between two or more persons,  
2) to commit a crime against the United States, and

3) an overt act committed by one of the conspirators in furtherance of the agreement.

PENALTY: On each count: Imprisonment not to exceed 5 years and a fine not to exceed \$250,000 or twice gain/loss. 18 U.S.C. §§ 371 and 3571(b)(3). Supervised release after imprisonment of not more than 3 years. 18 U.S.C. §§ 3559(a)(4) and 3583(b)(2).

SENTENCING  
GUIDELINES: Applicable.

SPECIAL  
ASSESSMENT: \$200. 18 U.S.C. § 3013(a)(2)(A) (\$100 per each count).

ATTACHMENT: Plea Agreement

DEFENDANT  
WAIVED HIS  
RIGHT TO  
APPEAL: Yes